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राज्य सरकार तथा अन्य राज्य-प्राधिकारियों द्वारा जारी किये गये (सामान्य आदेशों, उप-विधियों आदि को सम्मिलित करते हुए) सामान्य कानूनी नियम।

FINANCE (EXCISE) DEPARTMENT

NOTIFICATION

Jaipur, April, 01, 2023

G.S.R.02 .- In exercise of the powers conferred by section 41 of the Rajasthan Excise Act, 1950 (Act No. II of 1950), the State Government hereby makes the following rules further to amend the Rajasthan Excise (Grant of Restaurant Bar Licences) Rules, 2004 and orders with reference to the proviso to sub-section (3) of the said section that previous publication of these amendment rules is dispensed with as the State Government considers that they should be brought into force at once, namely:-

l. **Short title and commencement.-** (l) These rules may be called the Rajasthan Excise (Grant of Restaurant Bar Licences) (Amendment) Rules, 2023.

(2) They shall come into force at once.

2**. Amendment of rule 3.-** In rule 3 of the Rajasthan Excise (Grant of Restaurant Bar Licences) Rules, 2004, hereinafter referred to as the said rules,-

(i) in table of sub-rule (3), for the existing expression "Initial Fee (for a year or part thereof)", the expression "Initial Fee for a year " shall be substituted;

(ii) the existing para appearing below the table of sub-rule (3) shall be substituted by the following, namely:-

"The licensee of Restaurant Bar shall deposit the remaining initial licence fee within seven working days from the date of issue of Restaurant Bar Licence.

Explanation: Initial fees payable for the new licence shall be fixed on quarterly basis i.e. the yearly fees shall be divided into four equal parts and the fees shall be charged for the whole quarter in which the licence is applied along with fees payable for the remaining quarters of that financial year."

(iii) the existing sub-rule (5) shall be substituted by the following, namely:-

"(5) Each application shall be scrutinised by the District Excise Officer with regard to the suitability of the applicant for holding the licence before forwarding the application to the Excise Commissioner and the Excise Commissioner shall then consider each application in the light of the recommendations of the District Excise Officer concerned and taking into account any other relevant factors which may come to his notice and pass necessary orders in writing either sanctioning or rejecting the

application for licence within twenty one days from the date of receipt of application, otherwise the application shall be treated as deemed sanctioned.”; and

(iv) in sub-rule 6, after the existing clause (b) and before the existing clause (c), the following new clause (bb) shall be inserted, namely:-

"(bb) If three criminal cases have been registered against the applicant under the Rajasthan Excise Act, 1950 and rules made there under.".

3. **Amendment of rule 8.**- In rule 8 of the said rules, after the existing sub-rule (2), the following new sub-rule (3) shall be added, namely:-

"(3) The Licensee shall apply for renewalof his licence before 31st day of March of the year in which term of licence expires or surrender the licence within 30 days after its expiry. In case where licensee fails to apply for renewal or surrender the licence within the period specified above and such bar was not working during the intervening period, 25% of initial fee shall be charged for intervening financial years, whenever licensee applies for renewal of licence. Licnesee who surrendered the licence within period specified above, new licence may be granted to him in the manner specified under these rules."

[No.F.4(1)FD/EX/2023]
By Order of the Governor,

Jaswant Singh,
Joint Secretary to the Government.

राज्य केन्द्रीय मुद्रणालय,जयपुर।